

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 211 be amended to read as follows:

- 1 Page 4, between lines 19 and 20, begin a new paragraph and insert:
- 2 "SECTION 7. IC 5-16-5.5-3.5 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3.5. (a) To determine
- 4 the amount of retainage to be withheld, a state agency shall elect one
- 5 (1) of the following options:
- 6 (1) Withhold no more than ten percent (10%) **nor less than six**
- 7 **percent (6%)** of the dollar value of all work satisfactorily
- 8 completed until the public work is fifty percent (50%) complete,
- 9 and nothing further after that. ~~or~~
- 10 (2) Withhold no more than five percent (5%) **nor less than three**
- 11 **percent (3%)** of the dollar value of all work satisfactorily
- 12 completed until the public work is substantially complete.
- 13 (b) If upon substantial completion of the work there are any
- 14 remaining uncompleted minor items, an amount computed under
- 15 section 6 of this chapter shall be withheld until those items are
- 16 completed."
- 17 Page 11, line 29, after "(10%)" insert "**nor less than six percent**
- 18 **(6%)**".

- 1       Page 11, line 32, after "(5%)" insert "**nor less than three percent**
- 2       **(3%)**".
- 3       Renumber all SECTIONS consecutively.  
      (Reference is to ESB 211 as printed March 16, 2007.)

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Representative Crawford